

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

EZRA JOHN ADAMS,	)	
	)	
Plaintiff(s),	)	No. C 07-2977 CRB (PR)
	)	
vs.	)	ORDER OF DISMISSAL
	)	
BONNIE M. DUMANIS, San Diego	)	(Doc # 2)
County District Attorney, et al.,	)	
	)	
Defendant(s).	)	

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Plaintiff, a prisoner at Salinas Valley State Prison in Soledad, California, has filed suit pursuant to the Freedom of Information Act, 5 U.S.C. § 522 ("FOIA"), in order to gain access to San Diego County District Attorney's Office's documents relating to him. He also seeks to proceed in forma pauperis under 28 U.S.C. § 1915.

FOIA mandates a policy of broad disclosure of government documents when production is properly requested of an agency. See 5 U.S.C. § 552(a). Unfortunately for plaintiff, FOIA is limited to agencies of the executive branch of the federal government. See id. § 552(e). It does not include state agencies. See St. Michaels Convalescent Hosp. v. California, 643 F.2d 1369, 1373 (9th Cir. 1981). Plaintiff's FOIA action must be DISMISSED. See id.

The clerk shall enter judgment in accordance with this order, terminate all pending motions as moot (see, e.g., doc # 2), and close the file. No fee is due.  
SO ORDERED.

DATED: June 11, 2007

  
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CHARLES R. BREYER  
United States District Judge